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Attorney for Defendant LEON BENZER

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)
Plaintiff,)
v.)
LEON BENZER,)
Defendant.)
)

) 2:13-cr-0018-JCM-GWF
2:13-cr-0174-JAD-CWH

16 **IT IS HEREBY STIPULATED AND AGREED**, by and between Andrew Weissmann,
17 Chief, U.S. Department of Justice, Criminal Division, Fraud Section, and Charles La Bella, Deputy
18 Chief, counsel for the United States of America, and Daniel J. Albrechts, Esq., counsel for defendant
19 LEON BENZER, that the time within which to file the objections to the Presentence Investigation
20 Report and Sentencing Memorandum from Thursday, July 30, 2015 to Monday, August 3, 2015.

21 This stipulation is entered into for the following reasons:

22 1. As alluded to in budgeting documents submitted to the Court, there was a distinct division
23 of labor between co-counsel for Benzer. Specifically, attorney Franny Forsman was assigned the
24 task of preparing and writing the sentencing memorandum in anticipation of the sentencing hearing.
25 Thus, Ms. Forsman has focused her attention on this task while attorney Albregts has been preparing
26 other matters related to the sentencing hearing.

27 2. On Sunday, July 26, 2015 Ms. Forsman's father passed away. Ms. Forsman was the only
28 remaining relative of her father who could deal with the coroner and other issues related to his death.
As a result, Ms. Forsman had to travel to Northern California and was unable to work on the

1 sentencing memorandum during this time.

2 3. Ms. Forsman has returned to Las Vegas and continues to diligently work on the sentencing
3 memorandum. However, as a result of her father's death and responsibilities related to that, she is
4 unable to complete the sentencing memorandum and have it filed by the currently scheduled date of
5 Thursday, July 30, 2015.

6 4. This brief continuance will allow the defense sufficient time to adequately prepare and
7 file the defendant's objections to the Presentence Investigation Report and the sentencing
8 memorandum while allowing the sentencing to occur on the currently scheduled date.

9 5. Failure to grant this request could result in a miscarriage of justice. Further, this request
10 is not made for the purposes of delay but is simply made as a result of the unforeseeable death of Ms.
11 Forsman's father and the work attendant to deal with that situation.

12 6. Defense counsel has spoken with government counsel and outlined some of the issues
13 which will be raised in the sentencing memorandum so that government counsel is at least aware of
14 issues that will be raised. They therefore should have adequate time to prepare to address the issues
15 raised in the sentencing memorandum at the time of the currently scheduled sentencing hearing.

16 DATED this 30th day of July, 2015.

17 ANDREW WEISSMANN
18 Chief, U.S. Department of Justice
18 Fraud Section, Criminal Division

DANIEL J. ALBREGTS, LTD.

19 /s/ Charles La Bella
20 CHARLES LA BELLA
21 Deputy Chief, U.S. Dept. Of Justice
21 Criminal Division, Fraud Section

19 /s/ Daniel J. Albregts
20 DANIEL J. ALBREGTS, ESQ.
21 Counsel for Defendant BENZER

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORDER

12 Based upon the attached Stipulation of the parties, and good cause appearing,
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IT IS THEREFORE ORDERED that defendant Benzer shall have until Monday, August
14 3, 2015 within which to file objections to the Presentence Investigation Report and Sentencing
15 Memorandum.

DATED July 30, 2015.

Xem C. Mahan
UNITED STATES DISTRICT JUDGE